

**KANSAS DEPARTMENT OF TRANSPORTATION
SPECIAL PROVISION TO THE
STANDARD SPECIFICATIONS, EDITION 2007**

SECTION 104

SCOPE OF WORK

Page 100-34, delete subsection 104.21c.(2) and replace with the following:

(2) Final Punch List. Within the cleanup time established in **subsection 108.4c.** or by special provision, request in writing for the Engineer to provide a final punch list for the project. Include a summary of all known incomplete items to be finished for acceptance of contract.

Identify the date the Engineer should provide the final punch list, allowing at least **5** business days for the Field Engineer to develop the final punch list, and allowing time for the Contractor to complete the punch list within the cleanup time permitted.

Within the **5** business days allowed for KDOT to prepare the final punch list, the Contractor's superintendent shall meet with the Field Engineer, a KDOT Maintenance Representative, District Representative and an LPA, if any, to review, inspect the work, and develop the final punch list.

After the final punch list is developed and submitted to the Contractor, KDOT and any LPA representative waive the right to add items to the final punch list without paying for the added items as extra work under **subsection 104.6.** See **subsection 104.21d.(1)(c).**

Page 100-34, delete subsection 104.21d.(1)(a) and replace with the following:

(a) If the Engineer fails to provide the final punch list within the required **5** business days and the Contractor is performing no physical construction on the project because the project is in a state of completion:

- the Engineer will not charge cleanup time until the Engineer provides the final punch list.
- the Engineer will suspend damages if the project is in liquidated damages, disincentive assessments, or both until the Engineer provides the final punch list.

Page 100-35, subsection 104.21d.(1)(c), delete the last bullet and replace the following:

- the Engineer will suspend damages if the project is in liquidated damages, disincentive assessments, or both until the **Contractor** completes the extra work.

SECTION 108

PROSECUTION AND PROGRESS

Page 100-64, delete subsection 108.5d. (2). and replace with the following:

(2) States Delay Days. States delay days are days in which the Contractor or subcontractors cannot work on the CIOW because of a Contract Change or other act or omission for which KDOT, any LPA, or another government entity is responsible. State's delay days include days on which the Contractor is awaiting a final punch list under subsection 104.21 when the final punch list is the CIOW and the **5** business days allowed to prepare the final punch list has expired.